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December 11, 2012

*In re Merck & Co., Inc. Securities, Derivative & ERISA Litigation*  
The Consolidated Securities Action, Nos. 05-CV-01151 and 05-CV-02367

Dear Magistrate Judge Waldor:

We represent Defendants (other than Dr. Scolnick) in the above-captioned action. Defendants hereby withdraw their Motion to File Under Seal Defendants' Reply Memorandum of Law in Further Support of Defendants' Appeal of the October 5, 2012 Decision of the Magistrate Judge, which was filed November 13, 2012. (*See* No. 05-CV-01151, ECF No. 383; No. 05-CV-02367, ECF No. 439.)

Respectfully submitted,

  
Karin A. DeMasi

Honorable Cathy L. Waldor, U.S.M.J.  
United States District Court  
District of New Jersey  
Martin Luther King, Jr. Federal Building  
& U.S. Courthouse  
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